

**From:** Dinkins, Darlene [Dinkins.Darlene@epa.gov]  
**Sent:** 9/16/2021 9:45:12 PM  
**To:** Selia, Emily [Selia.Emily@epa.gov]; Michalos, Maria [Michalos.Maria@epa.gov]; Levy, Maxwell [Levy.Maxwell@epa.gov]; Gill, Sonam [Gill.Sonam@epa.gov]; Sabater, Juan [Sabater.Juan@epa.gov]; Diaz, Catherine [Diaz.Catherine@epa.gov]; Richmond, Jonah [Richmond.Jonah@epa.gov]; Welch-White, Venus [WelchWhite.Venus@epa.gov]; Goodis, Michael [Goodis.Michael@epa.gov]; Messina, Edward [Messina.Edward@epa.gov]  
**CC:** Park, Susan [Park.Susan@epa.gov]; Enobakhare, Rosemary [Enobakhare.Rosemary@epa.gov]; Cortez Russell, Loni [Russell.Loni@epa.gov]; Katims, Casey [Katims.Casey@epa.gov]; Dunton, Cheryl [Dunton.Cheryl@epa.gov]; Hanley, Mary [Hanley.Mary@epa.gov]  
**Subject:** RE: ASAP TURNAROUND: NASDA briefing materials

Here's our response to questions 5, 6 and 7. Please note that the responses to 5 and 6, were provided by our Comms Team and taken from previously approved language used in recent press inquiries.

5. Can dicamba tolerant farmers make 2022 growing decisions and place their crop input orders knowing that "over-the-top" dicamba products will be available for the next growing season?

## Ex. 5 Deliberative Process (DP)

6. Follow-up: How soon can EPA provide a decision that gives farmers assurance the "over-the-top" dicamba products will be available for 2022?

## Ex. 5 Deliberative Process (DP)

7. Recently, the EPA announced it changed its position on allowing states to request a pesticide label restriction under FIFRA 24(c) - now requiring states to go through a more onerous process of using FIFRA Section 24(A). What resources can EPA bring to the table to facilitate state approvals under section 24(A)?

# Ex. 5 Deliberative Process (DP)

*Darlene Dinkins*

Office of Pesticide Programs  
U.S. Environmental Protection Agency  
(703) 305-5214

---

**From:** Selia, Emily <Selia.Emily@epa.gov>  
**Sent:** Thursday, September 16, 2021 5:35 PM  
**To:** Michalos, Maria <Michalos.Maria@epa.gov>; Levy, Maxwell <Levy.Maxwell@epa.gov>; Gill, Sonam <Gill.Sonam@epa.gov>; Sabater, Juan <Sabater.Juan@epa.gov>; Diaz, Catherine <Diaz.Catherine@epa.gov>; Richmond, Jonah <Richmond.Jonah@epa.gov>; Welch-White, Venus <WelchWhite.Venus@epa.gov>; Dinkins, Darlene <Dinkins.Darlene@epa.gov>  
**Cc:** Park, Susan <Park.Susan@epa.gov>; Enobakhare, Rosemary <Enobakhare.Rosemary@epa.gov>; Cortez Russell, Loni <Russell.Loni@epa.gov>; Katims, Casey <Katims.Casey@epa.gov>  
**Subject:** RE: ASAP TURNAROUND: NASDA briefing materials

Adding Darlene, who is corralling OCSPP questions right now. Thanks Darlene!

Emily Selia, MPH  
Agriculture Advisor's Office  
U. S. Environmental Protection Agency  
1200 Pennsylvania Avenue, N.W.  
Washington, D. C. 20460  
(202) 564-2776  
C: (202)-657-2378  
[selia.emily@epa.gov](mailto:selia.emily@epa.gov)

---

**From:** Michalos, Maria <Michalos.Maria@epa.gov>  
**Sent:** Thursday, September 16, 2021 5:04 PM  
**To:** Levy, Maxwell <Levy.Maxwell@epa.gov>; Gill, Sonam <Gill.Sonam@epa.gov>; Sabater, Juan <Sabater.Juan@epa.gov>; Diaz, Catherine <Diaz.Catherine@epa.gov>; Richmond, Jonah <Richmond.Jonah@epa.gov>; Selia, Emily <Selia.Emily@epa.gov>; Welch-White, Venus <WelchWhite.Venus@epa.gov>  
**Cc:** Park, Susan <Park.Susan@epa.gov>; Enobakhare, Rosemary <Enobakhare.Rosemary@epa.gov>; Cortez Russell, Loni <Russell.Loni@epa.gov>; Katims, Casey <Katims.Casey@epa.gov>  
**Subject:** RE: ASAP TURNAROUND: NASDA briefing materials  
**Importance:** High

Hi all – sorry to bombard, but we have an early deadline for the Administrator's materials.

Are folks able to send TPs asap?

---

**From:** Michalos, Maria  
**Sent:** Thursday, September 16, 2021 1:18 PM  
**To:** Levy, Maxwell <Levy.Maxwell@epa.gov>; Gill, Sonam <Gill.Sonam@epa.gov>; Sabater, Juan <Sabater.Juan@epa.gov>; Diaz, Catherine <Diaz.Catherine@epa.gov>; Richmond, Jonah <Richmond.Jonah@epa.gov>; Selia, Emily <Selia.Emily@epa.gov>; Welch-White, Venus <WelchWhite.Venus@epa.gov>

**Cc:** Park, Susan <[Park.Susan@epa.gov](mailto:Park.Susan@epa.gov)>; Enobakhare, Rosemary <[Enobakhare.Rosemary@epa.gov](mailto:Enobakhare.Rosemary@epa.gov)>; Cortez Russell, Loni <[Russell.Loni@epa.gov](mailto:Russell.Loni@epa.gov)>; Katims, Casey <[Katims.Casey@epa.gov](mailto:Katims.Casey@epa.gov)>

**Subject:** RE: ASAP TURNAROUND: NASDA briefing materials

Hi all,

I just wanted to check in to confirm that folks are able to meet the COB deadline for the Q/A below.

We have a tight turnaround to get the Administrator his briefing materials early tomorrow.

Thanks!

---

**From:** Levy, Maxwell <[Levy.Maxwell@epa.gov](mailto:Levy.Maxwell@epa.gov)>

**Sent:** Wednesday, September 15, 2021 3:15 PM

**To:** Gill, Sonam <[Gill.Sonam@epa.gov](mailto:Gill.Sonam@epa.gov)>; Sabater, Juan <[Sabater.Juan@epa.gov](mailto:Sabater.Juan@epa.gov)>; Diaz, Catherine <[Diaz.Catherine@epa.gov](mailto:Diaz.Catherine@epa.gov)>; Richmond, Jonah <[Richmond.Jonah@epa.gov](mailto:Richmond.Jonah@epa.gov)>; Selia, Emily <[Selia.Emily@epa.gov](mailto:Selia.Emily@epa.gov)>; Welch-White, Venus <[WelchWhite.Venus@epa.gov](mailto:WelchWhite.Venus@epa.gov)>

**Cc:** Park, Susan <[Park.Susan@epa.gov](mailto:Park.Susan@epa.gov)>; Enobakhare, Rosemary <[Enobakhare.Rosemary@epa.gov](mailto:Enobakhare.Rosemary@epa.gov)>; Cortez Russell, Loni <[Russell.Loni@epa.gov](mailto:Russell.Loni@epa.gov)>; Katims, Casey <[Katims.Casey@epa.gov](mailto:Katims.Casey@epa.gov)>; Michalos, Maria <[Michalos.Maria@epa.gov](mailto:Michalos.Maria@epa.gov)>

**Subject:** RE: ASAP TURNAROUND: NASDA briefing materials

Actually adding Maria now!

**Max Levy**

Special Assistant

Office of Public Engagement and Environmental Education

U.S. EPA Office of the Administrator

Cell: 202.815.7752 | he/him

---

**From:** Levy, Maxwell

**Sent:** Wednesday, September 15, 2021 3:05 PM

**To:** Gill, Sonam <[Gill.Sonam@epa.gov](mailto:Gill.Sonam@epa.gov)>; Sabater, Juan <[Sabater.Juan@epa.gov](mailto:Sabater.Juan@epa.gov)>; Diaz, Catherine <[Diaz.Catherine@epa.gov](mailto:Diaz.Catherine@epa.gov)>; Richmond, Jonah <[Richmond.Jonah@epa.gov](mailto:Richmond.Jonah@epa.gov)>; Selia, Emily <[Selia.Emily@epa.gov](mailto:Selia.Emily@epa.gov)>; Welch-White, Venus <[WelchWhite.Venus@epa.gov](mailto:WelchWhite.Venus@epa.gov)>

**Cc:** Park, Susan <[Park.Susan@epa.gov](mailto:Park.Susan@epa.gov)>; Enobakhare, Rosemary <[Enobakhare.Rosemary@epa.gov](mailto:Enobakhare.Rosemary@epa.gov)>; Cortez Russell, Loni <[Russell.Loni@epa.gov](mailto:Russell.Loni@epa.gov)>; Katims, Casey <[Katims.Casey@epa.gov](mailto:Katims.Casey@epa.gov)>

**Subject:** ASAP TURNAROUND: NASDA briefing materials

Hey team, pulling together a thread on NASDA materials to make sure we're all on the same page for some ASAP turnaround materials to prep for the NASDA meeting on Monday. Below is a breakdown for what I'm hoping everyone can pull together, please let me know if you have any flags! I'll flag that I'm out tomorrow so please make sure to keep Rosemary looped in on all of this. Let's aim to get as much of this sent back to OPEEE/Maria by EOD Thursday.

**BACKGROUND AND Q&A:** Attached is a doc with NASDA's proposed questions. Can the following teams prep background and TPs for their respective questions?

- **Working with states (Q1):** OCIR, along with Emily and Venus in the Ag office
- **WOTUS (Q2-4):** Can OW propose one question that captures at least parts of the WOTUS issues in the doc, along with the background+answers
- **Dicamba (Q5-6):** OCSPP, and feel free to suggest a revised/combined question here
- **FIFRA (Q7):** OCSPP, do you want to answer this question or should we suggest cutting it? If we answer, please prep!
- **Q8:** OPEEE

OPEEE/Ag Office will be compiling the background, and Maria will be working through TPs. Please send both to me, Maria, Rosemary, Susan Park, and Emily Selia.

Thanks!

-Max

**Max Levy**

Special Assistant

Office of Public Engagement and Environmental Education

U.S. EPA Office of the Administrator

Cell: 202.815.7752 | he/him